

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

EUCLIDES SOTO, LOUIS A. MARTINEZ,)
JOSE RAMIREZ, CLEMENTE HERNANDEZ,)
CESAR PIZARO, ELISON PENA,)
JUAN COLON, JOSE ORTIZ, RAFAEL TORRES,)
ANGEL BAEZ, ANTONIO MARTINEZ,)
WILFREDO ORTIZ, EULOGIO ORTIZ,) Civil Action No.
MIRRRAIN MIRANDA, RAFAEL MORENO,) 04-10892-JLT
NELSON ACEVEDO, and)
RAMON RODRIQUEZ,)
Plaintiffs,)
v.)
SHERMAN-FEINBERG CORPORATION,)
FARNSWORTH FIBRE CORPORATION,)
UNITED STEELWORKERS OF AMERICA,)
LOCAL 421-U, and UNITED STEELWORKERS)
OF AMERICA,)
Defendants.)
)

DEFENDANT UNIONS' PRETRIAL DISCLOSURES

Now come the Defendants United Steelworkers of America, Local 421-U, and United Steelworkers of America (collectively, the Union), pursuant to Rule 26(a)(3) of the Federal Rules of Civil Procedure and Local Rule 16.5(C), and provides the following pretrial disclosures:

A. List of Witnesses Expected to Be Called at Trial

1. Lowell Alexander
2. Theresa Merrill Stones
3. Albert H. Polk, Sub-District Director
United Steelworkers Sub-District 4 Office
100 Medway Road, Suite 403
Milford, MA 01757

4. Masiel DaSilva, Secretary/Receptionist
United Steelworkers Sub-District 4 Office
100 Medway Road, Suite 403
Milford, MA 01757
(508) 482-5555
5. Kenneth J. Doucette
161 Pearl Street
Malden, MA
6. Lawrence S. Feinberg
11 Smokey Hill Road
Wayland, MA
7. Nelson Acevedo
8. Angel Baez
9. Clemente Hernandez
10. Antonio Martinez
11. Luis A. Martinez
12. Jose E. Ortiz
13. Eulogio Ortiz
14. Juan R. Colon Ortiz
15. Wilfredo C. Ortiz
16. Elison Pena
17. Cesar Narciso Pizarro
18. Jose D. Ramirez
19. Ramon Rodriguez
20. Euclides Soto
21. Rafael Torres
22. Mirrain Miranda

23. Rafael Moreno

B. List of Documents Expected to Be Offered at Trial

1. Collective bargaining agreement between Sherman-Feinberg Corp. & Farnsworth Fibre Corp. and U.S.W.A. Local 421-U (English version)
2. Collective bargaining agreement between Sherman-Feinberg Corp. & Farnsworth Fibre Corp. and U.S.W.A. Local 421-U (Spanish version)
3. Collective bargaining agreement between Sherman-Feinberg Corp. & Farnsworth Fibre Corp. and Upholsterers International Union.
4. Letter designating Lowell Alexander as staff representative for Local 421 U-6.
5. Salary voucher for Jose Ortiz's participation in collective bargaining
6. Notice of Spanish stewards training
7. Memo and checks relating to Spanish stewards training
8. Letter from Feinberg to Alexander announcing the shop closing
9. Benefit report for Jose Ramirez
10. Grievance Report regarding medical benefits
11. Grievance Report regarding seniority provisions
12. Grievance Report regarding report pay
13. Collective bargaining agreement between Sealy Mattress Co. and USWA, Local 421-U
14. Sealy Mattress plant closure agreement
15. Collective bargaining agreement between Beebe Rubber Co. and USWA, Local 570
16. Collective bargaining agreement between Cone Blanchard Machine Co. and USWA
17. Collective bargaining agreement between Rosbro Plastics and USWA
18. Rosbro Plastics closing agreement
19. Seniority listing for Sealy Mattress Company's Randolph, MA, plant

20. Deposition transcript for Jose Enrique Ortiz
21. Deposition transcript for Nelson Acevedo
22. Deposition transcript for Angel Baez
23. Deposition transcript for Clemente Hernandez
24. Deposition transcript for Antonio Martinez
25. Deposition transcript for Luis A Martinez
26. Deposition transcript for Eulogio Ortiz
27. Deposition transcript for Juan R. Colon Ortiz
28. Deposition transcript for Wilfred Ortiz
29. Deposition transcript for Elison Pena
30. Deposition transcript for Cesar Pizarro
31. Deposition transcript for Jose D. Ramirez
32. Deposition transcript for Ramon Rodriguez
33. Deposition transcript for Euclides Soto
34. Deposition transcript for Rafael Torres
35. Letter from Robert Berger to Union – March 4, 2004
36. Letter from Theresa Merrill Stones to Robert Berger – March 18, 2004
37. Letter from Berger to Merrill Stones – April 1, 2004
38. Letter from Kenneth Doucette to Berger – April 6, 2004
39. Letter from Merrill Stones to Berger – April 7, 2004

Respectfully submitted,

Dated: February 17, 2006

s/ Harold L. Lichten
Harold L. Lichten, BBO # 549689
Alfred Gordon, BBO # 630456
Pyle, Rome, Lichten, Ehrenberg
& Liss-Riordan, P.C.
18 Tremont St., Ste. 500
Boston, MA 02108
(617) 367-7200

Theresa Merrill
Assistant General Counsel
United Steelworkers of America
Five Gateway Center
Pittsburgh, PA 15222
(412) 562-2533

CERTIFICATE OF SERVICE

I hereby certify that, in addition to being electronically filed, a true copy of the above document was served by first class mail, postage prepaid on the attorney of record for each party on February 17, 2006.

s/ Harold L. Lichten
Harold L. Lichten